



IN THE CIRCUIT COURT OF RALEIGH COUNTY, WEST VIRGINIA

IN RE: GAVIN LANDFILL LITIGATION

CIVIL ACTION NO. 16-C-8000

THIS DOCUMENT APPLIES TO ALL CASES

STIPULATION OF DISMISSAL

YOU WILL PLEASE TAKE NOTICE that the undersigned parties do hereby stipulate that any and all claims asserted by Defendants and Third Party Plaintiffs, American Electric Power Co., Inc., American Electric Power Service Corporation, Ohio Power Company and Doug Workman ("AEP") against Third Party Defendant Mid-State, Inc. should be and are dismissed without prejudice pursuant to Rule 41(a)(1) of the West Virginia Rules of Civil Procedure with each of these parties bearing its own attorney's fees and other expenses.

The undersigned parties further stipulate that any and all claims which might be asserted between AEP and Mid-State, Inc. arising out of the above captioned case in the future will be controlled by Ohio Law.

It is so ORDERED.

ENTER: January 5, 2018.

/s/ Derek C. Swope
Lead Presiding Judge
Gavin Landfill Litigation

WE SO STIPULATE:

/s/ Lori Streets Muldoon
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